

THE CITY OF SAN DIEGO, CALIFORNIA  
MINUTES FOR REGULAR COUNCIL MEETING

OF

TUESDAY, MAY 24, 1983

AT 8:30 A.M.

IN THE COUNCIL CHAMBERS - 12TH FLOOR

CHRONOLOGY OF THE MEETING:

The meeting was called to order by Mayor Hedgecock at 8:40 a.m. The meeting was recessed by Mayor Hedgecock at 8:48 a.m. to meet as the Committee of the Whole. The meeting was reconvened by Mayor Hedgecock at 11:44 a.m. in the Community Concourse plaza with Council Members Mitchell, Cleator, and Struiksma not present. Mayor Hedgecock greeted well-wishers who were assembled in the plaza awaiting the arrival of the San Diego Sockers. Mayor Hedgecock welcomed the owner and members of the Sockers team and appreciation and congratulations were extended to the Sockers for winning the MISL championship title. Mayor Hedgecock presented a proclamation to the team proclaiming Tuesday, May 24, 1983, as San Diego Sockers Day.

By common consent, the meeting was recessed at 12:08 p.m. to reconvene at 2:00 p.m.

The meeting was reconvened by Chairperson Gotch at 2:15 p.m. with Mayor Hedgecock and Council Members Mitchell, Cleator, and Struiksma not present. The meeting was recessed by Mayor Hedgecock at 2:53 p.m. The meeting was reconvened by Mayor Hedgecock at 3:04 p.m. with Council Members Mitchell, Cleator and Struiksma not present. Mayor Hedgecock adjourned the meeting at 3:50 p.m.

ATTENDANCE DURING THE MEETING:

- (M) Mayor Hedgecock-present.
- (1) Council Member Mitchell-excused by R-258514  
(City business).
- (2) Council Member Cleator-excused by R-258519 (vacation).
- (3) Council Member McColl-present.
- (4) Council Member Jones-present.
- (5) Council Member Struiksma-excused by R-258513  
(City business).
- (6) Council Member Gotch-present.
- (7) Council Member Murphy-present.
- (8) Council Member Martinez-present.  
Clerk-Abdelnour (mp a.m.; jb p.m.)

FILE LOCATION:  
MINUTES

ITEM-300: ROLL CALL

Clerk Abdelnour called the roll:  
Mayor Hedgecock-present.  
Council Member Mitchell-not present.  
Council Member Cleator-not present.  
Council Member McColl-present.  
Council Member Jones-present.  
Council Member Struiksma-not present.  
Council Member Gotch-present.  
Council Member Murphy-present.  
Council Member Martinez-present.

ITEM-109: (R-83-1586) ADOPTED AS RESOLUTION R-258516

Authorizing the City Manager to execute a third amendment to agreement with Lowry and Associates for the Planning Study for the Metropolitan Sewerage System for the sum of \$224,013; authorizing the expenditure of the sum of \$224,013 from

Fund/

Dept. 700, Org. No. 272, Account No. 4118, for the above purpose.

(Tia Juana River Valley Community Area. District-8.)

CITY MANAGER REPORT:

On October 24, 1974, the City entered into an agreement with Lowry & Associates for a planning study (Facilities Plan) for the Metropolitan Sewerage System. This study was a requirement of the Clean Water Grant Program. The study had to be developed before funding could be obtained for engineering and construction under the Clean Water Grant Program. This amendment will extend the Facilities Plan to study the Tia Juana River pollution problem.

The City of Tijuana does not dispose of their sewage with the same degree of treatment as required in the United States. Therefore, local, state and federal agencies have recognized a potential threat to public health in San Diego County. Although some work has been done in the area, additional effort is necessary to analyze the Tia Juana River pollution problem in order to complete the portion of the Facilities Plan dealing with this problem. This addition to the Facilities Plan Study would review alternative solutions to provide for proper wastewater treatment of Tijuana sewage and projected flows from the South Bay area in California. The study would consider all current regulatory requirements, environmental concerns, and facility requirements.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: A035-080)

MOTION BY MURPHY TO ADOPT. Second by Martinez. Passed by the

following vote: Mitchell-not present, Cleator-not present,  
McColl-  
yea, Jones-yea, Struiksma-not present, Gotch-yea, Murphy-yea,  
Martinez-yea, Mayor Hedgecock-yea.

ITEM-310: ACKNOWLEDGED AND WELCOMED

Welcoming a group of 45 visitors from Marshall Elementary  
School, who will attend this meeting accompanied by Charles  
Lazzaro, Principal. This group will arrive at approximately  
9:30 a.m.

(District-3.)

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: B600-620).

ITEM-330: CONTINUED TO JUNE 14, 1983, AT 9:00 A.M., TIME CERTAIN

19830524

(Continued from the meeting of April 26, 1983 at Council  
Member Murphy's request.)

Matter of the appeal of Tierrasanta Community Council by  
Michael R. Mele, A.I.A., from the decision of the Planning  
Commission in approving an amendment to Conditional Use Permit  
CUP-82-0611 (Old CUP-238), to add existing sand and gravel  
extraction operations, recently annexed to the City (V.R.  
Dennis Annexation), into a single permit and to consider a  
reclamation plan on a 240 acre site in the R-1-40, A-1-10 and  
M-1B Zones (a portion lies within the Floodplain Fringe area)  
on the north side of Mission Gorge Road between the extensions  
of Old Cliffs Road and Margerum Avenue. The property is  
located at 7500 Mission Gorge Road in the Navajo and  
Tierrasanta Community Plan areas and is described as a portion  
of Lots 60, 61, 62 and 70, Rancho Mission of San Diego.

(CUP-82-0611/AM-CUP-238. District-7.)

Subitem-A: (R-83- )

Adoption of a Resolution certifying that the information  
contained in Environmental Negative Declaration END-82-0611 has  
been completed in compliance with the California Environmental  
Quality Act of 1970 and State guidelines, and that said  
declaration has been reviewed and considered by the Council.

Subitem-B: (R-83- )

Adoption of a Resolution granting the appeal and denying the amendment or denying the appeal and granting the amendment with appropriate findings to support Council action.

FILE LOCATION: PERM CUP-238

COUNCIL ACTION: (Tape location: D016-032).

MOTION BY MURPHY TO CONTINUE TO JUNE 14, 1983, AT 9:00 A.M., TIME CERTAIN, AT HIS REQUEST. Second by Jones. Passed by the following vote: Mitchell-not present, Cleator-not present, McColl-yea, Jones-yea, Struiksma-not present, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-not present.

ITEM-331: CONTINUED TO MAY 31, 1983, AT 2:00 P.M.

19830524

(Continued from the meetings of April 19 and April 26, 1983; last continued at the Property Department's request.)

The matter of two appeals of La Jolla Mesa Estates, Playmor La Jolla and Genesee Vista Homeowners Associations, by Norma Carey, Representative, from the decision of the Planning Commission in approving a) Planned Industrial Development Permit PID-82-0172 which proposes a 16-lot industrial park development and b) Tentative Map TM-82-0172 (Eastgate Technology Park) which proposes a subdivision located west and adjacent to I-805, south of the AT&SF Railroad right-of-way and generally north of Eastgate Mall, in the University Community Plan area, in the R-1-5 (portions HR (proposed M-LI and SR) Zone. The subject property (approximately 233 acres) is more particularly described as portions of Pueblo Lots 1316, 1317, 1318, 1321 and 1351, Miscellaneous Map- 36.

(PID and TM-82-0172. District-1.)

Subitem-A: (R-83-688)

Adoption of a Resolution certifying that the information contained in Environmental Impact Report EIR-81-12-31 has been completed in compliance with the California Environmental Quality Act of 1970 and State guidelines, and that said report has been reviewed and considered by the Council.

Subitem-B: (R-83- )

Adoption of a Resolution granting the appeal and denying the permit, or denying the appeal and granting the permit with appropriate findings to support Council action.

Subitem-C: (R-83- )

Adoption of a Resolution granting the appeal and denying the map, or denying the appeal and granting the map with appropriate findings to support Council action.

Subitem-D: (R-83- )

Adoption of a resolution containing appropriate findings of mitigation, feasibility or project alternatives pursuant to California Public Resources Code Section 21081 in connection with Environmental Impact Report EIR-81-12-31.

NOTE: See Item 332.

FILE LOCATION: Subitem-A, B and D PERM PID-82-0172; Subitem-C SUBD Eastgate Technology Park

COUNCIL ACTION: (Tape location: D033-185).

Hearing began at 2:20 p.m. and halted at 2:31 p.m.

Mayor Hedgecock entered at 2:29 p.m.

Motion by Jones to close the hearing and grant the appeal and permit. Second by Murphy. Failed. Yeas: 3,4,6,7. Nays: 8. Not present: 1,2,5,M.

Motion by Jones to reconsider. Second by Murphy. Passed. Yeas: 3,4,6,7,8,M. Not present: 1,2,5.

MOTION BY JONES TO CONTINUE TO MAY 31, 1983, AT 2:00 P.M., AT HIS REQUEST. Second by Murphy. Passed by the following vote: Mitchell-not present, Cleator-not present, McColl-yea, Jones-yea, Struiksma-not present, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

ITEM-332: (R-83-1792) CONTINUED TO MAY 31, 1983

Authorizing the execution of a first amendment to agreement with George S. Nolte and Associates for consultant services for the development of Pueblo Lands - Parcel A; authorizing the expenditure of an amount not to exceed \$74,000 from CIP-39-040, Pueblo Lands Development, for the above purpose.

(University City Community Area. District-1.)

CITY MANAGER REPORT:

In March, 1981 the City Council authorized an agreement with the firm of George S. Nolte and Associates to provide consultant services for the development of Parcel A of the Pueblo Lands (Resolution R- 253850-1). The consultant's work included the preparation of a preliminary plan, final subdivision map, grading and improvement plans for streets, drainage and all underground utilities, preparation of specifications, assistance during bidding process, as-builts and final lot monumentation.

During the past two years several events have occurred which were not included in the scope of the original agreement. Those events include a two year processing period for the environmental impact report, tentative map and rezone where one year had been anticipated; the development of the project as a Planned Industrial Development; and the development of the project in two units which will require two final subdivision maps, two sets of construction plans, two sets of landscaping plans, and the setting of final survey monuments at two different times. This amendment will provide for an increase in the consultant's compensation to cover the additional services needed.

NOTE: See Item 331.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: D186-194).

MOTION BY JONES TO CONTINUE TO MAY 31, 1983, AT HIS REQUEST. Second by Murphy. Passed by the following vote: Mitchell-not present, Cleator-not present, McColl-yea, Jones-yea, Struiksmma-not present, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

ITEM-333:

19830524

Matter of a proposal to amend Chapter X (Planning and Zoning Regulations) of the San Diego Municipal Code by adding provisions to Article 1, Division 11, to permit inflatable displays to be located, on a temporary basis, in commercial and industrial areas of the City.

(Initiated by Transportation and Land Use Committee on 4/25/83. Recommendation to introduce the Ordinance. Districts 2, 3, 4, 5 and 8 voted ye.)

Today's actions are:

Subitem-A: (R-83-1799) ADOPTED AS RESOLUTION R-258517

Adoption of a Resolution certifying that the information contained in Environmental Negative Declaration END-82-0634 has been completed in compliance with the California Environmental Quality Act of 1970 and State guidelines, and that said declaration has been reviewed and considered by the Council.

Subitem-B: (O-83-236) INTRODUCED, TO BE ADOPTED JUNE 6, 1983

Introduction of an Ordinance amending the San Diego Municipal Code.

FILE LOCATION: Subitem-A MEET

COUNCIL ACTION: (Tape location: D195-503).

Hearing began at 2:34 p.m. and halted at 2:53 p.m.

Testimony in opposition by Rosalyn.

MOTION BY GOTCH TO CLOSE THE HEARING, ADOPT SUBITEM-A AND INTRODUCE SUBITEM- B. Second by Martinez. Passed by the following vote: Mitchell-not present, Cleator-not present, McColl-yea, Jones-yea, Struiksma-not present, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

ITEM-334: (O-83-154) INTRODUCED, TO BE ADOPTED JUNE 6, 1983

Matter of a proposal to amend Chapter X (Planning and Zoning Regulations) of the San Diego Municipal Code by amending Article 1, Division 5, Sections 101.0500 and 101.0502 to allow the Zoning Administrator to grant a special permit for temporary storage yards for equipment used in construction projects, in any zone and by amending the title of Chapter X, Division 5, from "Variance, Conditional Use Permit and Reconstruction Permit Procedures" to "Zoning Administrator Permits and Procedures".

Introduction of an Ordinance amending the San Diego Municipal Code.

COUNCIL ACTION: (Tape location: D504-535).

MOTION BY MARTINEZ TO INTRODUCE THE ORDINANCE. Second by Murphy. Passed by the following vote: Mitchell-not present, Cleator-not present, McColl-yea, Jones-yea, Struiksma-not present, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

ITEM-335: (O-83-222) INTRODUCED, TO BE ADOPTED JUNE 6, 1983

Matter of a proposal to amend Chapter X (Planning and Zoning Regulations) of the San Diego Municipal Code by amending Sections 101.0601 and 101.0601.1 to amend regulations governing minimum yard and setback requirements and to permit entrance canopies over doorways to project into required front and street side yards.

Introduction of an Ordinance amending the Municipal Code.

PLANNING DIRECTOR REPORT:

This paragraph refers to "side yard amendment portion" of this ordinance. The term "side yard" in the Municipal Code was clarified by adding modifiers "interior" or "street" when appropriate. Requirements for interior side yards and street side yards often vary because of safety and visual requirements placed on street side yards. Section 101.0601 (4) states that there may be a rear or side yard exception to place non-residential buildings closer to property

lines under some circumstances in residential zones. The intent of this provision was to provide the exception for rear and interior side yards where there would be no potential safety impact. When the term "side yard" is not modified, it refers to either street side yards or interior side yards. Because Section 101.0601 was not amended to apply this exception to interior side yards only, the Department is now proceeding with the amendment.

COUNCIL ACTION: (Tape location: D536-542).

MOTION BY MARTINEZ TO INTRODUCE THE ORDINANCE. Second by Murphy. Passed by the following vote: Mitchell-not present, Cleator-not present, McColl-yea, Jones-yea, Struiksma-not present, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

ITEM-336: (R-83-1254) ADOPTED AS RESOLUTION R-258518

Matter of a proposal to approve the Tecolote Canyon Natural Park Master Plan.

The proposed Master Plan is intended to serve as a guideline for preservation and restoration of significant qualities of Tecolote Canyon Natural Park and set forth recommendations for its future use and development. Tecolote Canyon Natural Park comprises approximately 970 acres and is centrally located in the City, generally bounded on the north by Clairemont Mesa Boulevard, on the south by Linda Vista Road, on the east by Genesee Avenue, and on the west by Clairemont Drive.

(Districts-5 and 6.)

(Reviewed by Public Facilities and Recreation Committee on 2/16/83. Recommendation to adopt as amended (page 89 of the Master Plan report) after discussion at Planning Commission. Districts 4, 6, 7 and 8 voted yea. District 1 not present.)

Adoption of a Resolution approving the Tecolote Canyon Master Plan, to become effective when the amendment to the Progress Guide and General Plan is adopted at the next omnibus hearing on or about August 30, 1983.

FILE LOCATION:

LAND Tecolote Canyon Natural Park Master Plan

COUNCIL ACTION: (Tape location: D543-555).

Hearing began at 3:08 p.m. and halted at 3:50 p.m.

Testimony in favor by Eloise Battle, Merlin Osterhaus and P. J. Skill.

MOTION BY GOTCH TO CLOSE THE HEARING AND ADOPT THE PLAN WITH THE AMENDMENTS RECOMMENDED BY ELOISE BATTLE, REPRESENTING THE TECOLOTE

CANYON CITIZENS ADVISORY COMMITTEE, ON PAGES 10 AND 64 OF THE



TECOLOTE CANYON NATURAL PARK MASTER PLAN. Second by Martinez.  
Passed by the following vote: Mitchell-not present, Cleator-not  
present, McColl-yea, Jones-yea, Struiksma-not present, Gotch-yea,  
Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

ITEM-UC-5: (R-83-1914) ADOPTED AS RESOLUTION R-258519

A Resolution presented to the City Council with UNANIMOUS  
CONSENT:

Excusing Council Member Bill Cleator from the Council  
meeting and Redevelopment Agency meeting of Tuesday, May 24,  
1983, for the purpose of vacation.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: E556-569).

MOTION BY JONES TO ADOPT. Second by Martinez. Passed by the  
following vote: Mitchell-not present, Cleator-not present,  
McColl-yea, Jones-yea, Struiksma-not present, Gotch-yea,  
Murphy-  
yea, Martinez-yea, Mayor Hedgecock-yea.

ADJOURNMENT:

The meeting was adjourned by Mayor Hedgecock at 3:50 p.m.

FILE LOCATION:

MINUTES

COUNCIL ACTION: (Tape location: E570-571).